App. F. IX-4

Previous References.

194/. (CS)

File No. 15-41/

Serial Nos. 1144

Later References.

CS. 63-42-182 —— **PRESERVED**

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 2

Part B for April ---

SUBJECT.

Amendment of the bye law of the Central Land Mortgage Bank re: The inclusion of estimate of expenditure of the Bank in the agenda of the annual general meeting

Sl 14)

To

The Registrar of Co-operative Societies
in Mysore

A. 75466 dated 1.4.42

Conveys approval of Govt to the

23/4/42

3189

General and Revenue Secretariat | 65 File No. 15 of 1941. | [App. F. III—2

Serial No.

Letter No 10222/Cs. dated the 28th July 1942 from the Registrar Co-op forwarding for approval the amendment of the bye-law of the Central L.N. Bank re the inclusion of Estimates of expenditure of the Bank in the agenda of the annual general meeting and stating that the said amendment for inclusion requires notice of seven days which has been given

D

Extracts of bye-laws Nos 82 & 86 attached below for perusal. The amendment No (viii) relates to the estimate of expenditure for the year. It is however desirable to say to which year the estimate of expenditure relates. Either the word "Coming" or the word "Current" may perhaps be inserted before the word 'year'. The Law Member may be consulted as to the advisability of the adoption of the amendment proposed.

Re. the amendment of the bye-laws by including the item No IX, the Registrar has expressed his opinion that it is in contravention of the bye-law 86 and may not be adopted. If advised the recommendation of the Registrar will be accepted. Submitted for orders

D

18/3/42 18/3

The inclusion of item no VIII in Bye-law no 82 may be approved as recommended by the Registrar.

The item no IX cannot be sanctioned for the reasons given by Registrar

OFFICE OF THE MINISTER FOR EDUCATION
Date 24.3.42
No. 5100

GENERAL SECRETARY. 20 MAR 1942 5602

Note—Contn. Sheet.

WD 04155—GPB—55,000—23-10-41

(Genl Secy) 20/3

(Edn Minister) 20/3/42 2073

23-3-42 2073

2

3189

File No. | of 194 . | General and Revenue Secretariat

Serial No.

Draft Rules for appn
27/3/42 MW.

Done
28/3/42

AA 5466 8.1.4.42 2a - Regr. Secs. 14

Conveys the approval to the amendment for bye-law no. 82 by the addition for Clause VIII.

3789

GOVERNMENT OF MYSORE.

No. 10,222 C. S.

Enclosure

DEPARTMENT OF CO-OPERATION

Telegraphic Address
"CO-OPERT"
Bangalore.

OFFICE OF THE REGISTRAR OF CO-OPERATIVE SOCIETIES IN MYSORE,

Dated Bangalore, 28 February 1942.

28-15-4-11

FROM

M. ABDUL HUKH, ESQ., B.A.,
Registrar of Co-operative Societies in Mysore,
BANGALORE.

To

J. Appaji Gowda, Esq., B.A.(Hons.),
General Secretary to Government,
Bangalore.

GENERAL SECRETARY. 3-MAR. 1942

GEN. SEC. SECT. 3 MAR 1942 FOREST BRANCH

Sir,

I have the honour to forward herewith a statement showing byelaw No.82 of the byelaws of the Mysore Central Co-operative Land Mortgage Bank, Ltd., Bangalore City, as it stands at present and as it stands after the amendment to it passed by the general body of the Bank at their general meeting held on 26-10-1941 and to state that the addition of "(viii) estimate of expenditure for the year" fills in an omission. Under byelaw No.77, it is contemplated that a budget allotment has to be sanctioned for each year by the general body. Though the items (i) to (vii) mentioned in the existing byelaw do not preclude the inclusion of other matters as it is stated "The following among other matters shall be dealt with by the general body," it is considered desirable to make a specific provision for the sanctioning of the budget of expenditure at the annual general meeting of the Bank. The amendment contemplated by the addition of item No.(viii) viz., "estimate of expenditure for the year" may therefore be registered under Section 11 of the Mysore Co-operative Societies Act read with Section 53 of the same Act.

With regard to item No.(ix) proposed to be added viz., "to transact any other business of which due notice of seven days is given", which has also been passed by the general body, I have to point out that the amendment is in conflict with byelaw No.86 of of the Bank which reads as follows:

> *"Fifteen clear days' notice shall be given to members for a meeting of the general body. The notice shall specify the*

day, hour and place of meeting and shall also be accompanied by an agenda paper showing the business to be brought up before the meeting".

The addition viz., Item No.(ix) to byelaw No.32 passed by the general body may not therefore be registered.

I have the honour to be,
Sir,
Your most obedient servant,

Registrar

KH2.

Statement showing byelaw No.82 of the byelaws of the Mysore Central Co-operative Land Mortgage Bank, Ltd., Bangalore City as it stands at present and as it stands after the amendment to it passed by the general body of the Bank at their general meeting held on 26-10-1941

As it stands at present	As it stands after the amendment
82. Subject to the general control of Government and of the Registrar of Co-operative Societies the ultimate authority in all matters relating to the administration of the Bank shall be the General Body of members who shall meet from time to time and at least once a year to conduct the work of the Bank. The first ordinary general meeting of the General Body shall be held at the end of one year from the date of registration of the Bank. The following among other matters shall be dealt with by the General Body.	Subject to the general control of Government and of the Registrar of Co-operative Societies the ultimate authority in all matters relating to the administration of the Bank shall be the General Body of members who shall meet from time to time and at least once a year to conduct the work of the Bank. The first ordinary general meeting of the General Body shall be held at the end of one year from the date of registration of the Bank. The following among other matters shall be dealt with by the General Body.
x x x x x x x x	x x x x x x x x
(vii) Appeals against the decision of the Board of Directors removing a persons or Society from membership.	(vii) appeals against the decision of the Board of Directors removing a person or Society from membership.
	[(viii) Estimate of expenditure for the year;]
	(ix) to transact any other business of which due notice of seven days is given.

"C O P Y"

jsp.27/2.

For Registrar.

Copy of Byelaw No 82

Subject to the general control of Govt and of the Registrar of Cos. the ultimate authority in all matters relating to the administration of the Bank shall be the general body of members who shall meet from time to time and at least once a year to consider the work of the Bank. The first ordinary general meeting of the body shall be held at the end of one year from the date of registration of the Bank. The following among other matters shall be dealt with by the general body:-

1) the election and removal of the representatives on the Board of Directors.
2) the annual report on the Registrar of Cos.
3) the Registrars annual audit order
4) the amendment or repeal of any existing byelaws or the enactment of a new byelaw
5) the expulsion of a member
6) the consideration of any complaint which any individual member may prefer against the Board of Directors
7) appeals against the decision of the Board of Directors removing a person from membership

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Byelaw No 86

Fifteen clear days' notice shall be given to members for a meeting of the general body. The notice shall specify the day, hour and place of meeting and shall also be accompanied by an agenda stating the business to be brought up before the meeting

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

General and Revenue Secretariat.

Dated Bangalore, 7th March 1942

No. A 75266
QS 15-41-14

FROM

The Secretary to the Government of His Highness the Maharāja of Mysore,
General Department.

To

The Registrar of Co-operative Societies in Mysore,
Bangalore.

Sir,

In reply to your letter No.10222/C.S.dated the 28th February 1942 on the amendments of byelaw No.82 of the Mysore Central Land Mortgage Bank Ltd, I am directed to convey approval to the marginally noted amendment of the byelaw by the addition of clause (viii). The amendment of the byelaw for transacting any other business for which a notice of seven days has been given cannot be accepted as the same is in conflict with byelaw No.86 of the byelaws of the Bank.

(viii) Estimate of expenditure for the year;

I have the honour to be,
Sir,
Your most obedient servant,

For Secretary to Government,
General Department.

mk.2

Appendix F G—1]

SUBJECT..... ....